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# *Manager's Report*

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April 11, 2012

*Harbor Resources*



# Lower Bay Dredging - Status

## Funding

- Corps Memorandum of Agreement (“MOA”) – Complete
  - ▣ City transferred \$2.5 million to the Corps in March
- Federal Funds (\$4.4 million)
  - ▣ \$2.4 M (existing) + \$2.0 M (federal infusion)
- County ( \$640,000)

## Port of Long Beach

- New Disposal Deadline – June 30
  - ▣ Waiting for POLB execution.

# Lower Bay Dredging – Status (cont.)

## ■ Schedule

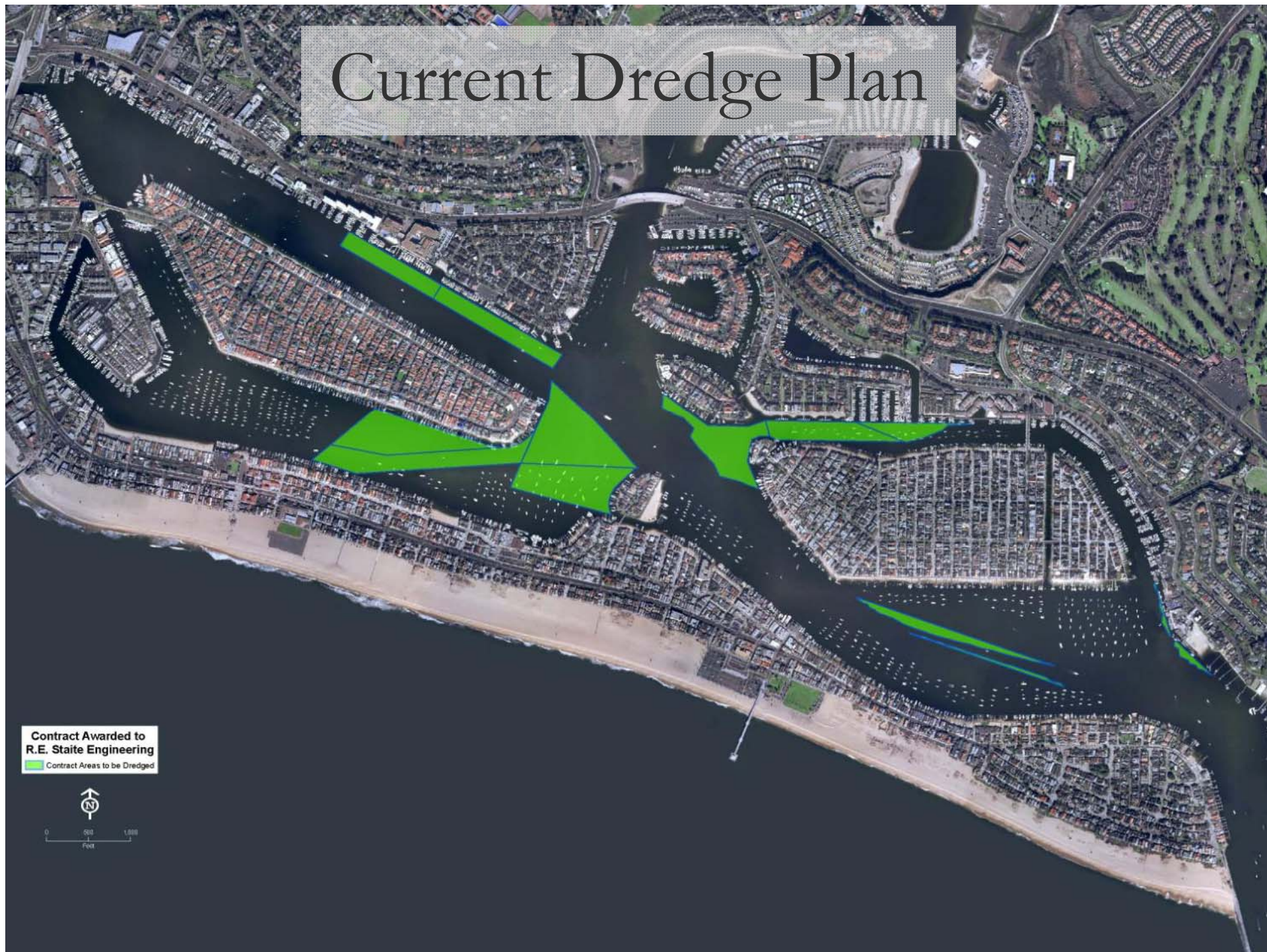
- ❑ Unsuitable ocean material (POLB): June 30
- ❑ Suitable ocean material (LA-3): ~September
  - Dredge plan still being developed by R.E. Staite
  - Anticipated start date: April 25
  - Most likely start in Anchorage area and move along Via Lido Soud.
    - ❑ Anchorage area to be significantly reduced in size
    - ❑ Some NHYC and “F” moorings to be relocated
      - South Mooring Company won the bid for mooring relocation.

## ■ Outreach

- ❑ Regular email updates with updated map
- ❑ Door hangers on houses
- ❑ Personal communication through City



# Current Dredge Plan



# Regional General Permit (RGP-54)

- Permit Expired in October 2011
  - However, eelgrass surveys are prohibited between November – February. Therefore, March 1 is when the permit effectively ended.
- Sediment Chemistry Report completed March 5<sup>th</sup>.
- Applications to the agencies are last hurdle
  - Coastal Commission has stated it would be relatively simple, and could get approved by June (assuming application submitted by April 20)
  - Corps requires 120 days, but that could be shorter, maybe
  - Water Board – unknown at this time.



# RGP-54 Boundaries



# RGP-54 – Historical Use

## ■ For Dredging

2007	=	16
2008	=	16
2009	=	9
2010	=	7
2011	=	5

(Eelgrass is a factor in these low numbers.)

## ■ For Dock Construction

2007-08	=	38
2009	=	3
2010	=	5
2011	=	0

(The Permit only allows for like-for-like reconstruction – most folks want to change configuration. Permit does not help dock projects.)

## RGP-54 (cont.)

- Sediment testing for previous 5 year permit: \$300,000
- Sediment testing for current, proposed 2 year extension: \$125,000
- Permit fee for the City: \$1,640



# Eelgrass

- Eelgrass surveys are posted on the City's website in the "Maps" section: <http://www.newportbeachca.gov> ("GIS Mapping" then "Interactive Maps")
- Nearshore survey data for 2004, 2007 & 2010
- Deep channel survey data for 2004 & 2008
- Newport Harbor Specific Eelgrass Plan
  - Approved by NMFS
  - Approved by Water Board
  - Coastal Commission is next

# Updated California Eelgrass Management Plan (NMFS sponsored)

- Update to the current plan
- If Newport specific plan is adopted, then this won't have a drastic effect
- Several important proposed changes:
  - Increased extent of eelgrass beds
    - Includes all eelgrass plus a 30' buffer area (even if there is no eelgrass in that buffer area!)
  - Expanded definition of eelgrass bed
    - A single plant equals a bed
  - Bathymetric surveys required
  - Hydrodynamic surveys required for projects that may affect currents
  - Increased complexity of mitigation determinations

## Updated California Eelgrass Management Plan (NMFS sponsored)

- Proposed plan available for review here:
  - <http://www.gpo.gov/fdsys/pkg/FR-2012-03-09/pdf/2012-5811.pdf>
- Public comment period until May 8.
- City is preparing a comment letter for the Mayor to sign

# City Letter Opposing Elimination of DBAW



## CITY OF NEWPORT BEACH

### OFFICE OF THE MAYOR

#### Mayor

Nancy Gardner

#### Mayor Pro Tem

Keith D. Curry

#### Council Members

Leslie J. Daigle

Michael F. Henn

Rush N. Hill, II

Steven J. Rosansky

Edward D. Selich

January 18, 2012

The Honorable Edmund G. Brown, Jr., Governor  
State of California  
State Capitol  
Sacramento, CA 95814

#### RE: Elimination of Department of Boating and Waterways - Opposed

Dear Governor Brown:

I strongly oppose your proposal to eliminate the Department of Boating and Waterways [Cal Boating] and re-constitute the department as a division within the Department of Parks and Recreation.

Eliminating Cal Boating has already been soundly rejected four times, when it was proposed by Governor Pete Wilson in 1992 and 1996, and it was proposed by Governor Arnold Schwarzenegger in 2003 and 2009. The reasons Cal Boating must continue remain just as vital today:

Cal Boating Provides Accountability, Transparency and Leadership regarding the collection and use of boater-derived taxes and fees, and the best use of these funds for programs that benefit boating.

Eliminating Cal Boating would not save a single General Fund dollar. The Department is funded by boater fuel tax dollars, registration fees and interest payments on infrastructure loans. Eliminating the department would not help resolve the current budget crisis.

Cal Boating creates jobs through loans and grants of boater fund for boating infrastructure throughout the state that ensures boater access to waterways.

Letter to the Honorable Edmund G. Brown, Jr., Governor  
January 18, 2012  
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This state's more than 3 million boating enthusiasts must have a department with a Director whose primary focus is boating. Cal Boating has a compact organizational structure and administers boating programs in a timely and non-bureaucratic manner. Its statutory charter is directly boating-related.

While I understand the importance of finding savings during these difficult times, eliminating Cal Boating would not help resolve the state's fiscal problems, and would jeopardize programs and services which the boating community has determined to be essential and is willing to finance.

I urge you to withdraw your proposal to eliminate the Department of Boating and Waterways [Cal Boating].

Sincerely,

A handwritten signature in black ink, appearing to read 'Nancy Gardner'.

Nancy Gardner  
Mayor of Newport Beach

cc: Members of the Newport Beach City Council  
The Honorable Darrell Steinberg, Senate President pro Tempore  
The Honorable Bob Huff, Senate Republican Leader  
The Honorable John Pérez, Assembly Speaker  
The Honorable Connie Conway, Assembly Republican Leader



# Moorings – A Brief Summary

- 800 Off-Shore Moorings
- 400 On-Shore Moorings
- Permit Fees
  - Raise mooring rates to 14% of moderate to low average slip rates over 5 years. Currently in year 2.
  - Off-Shore               \$30.71 per foot, per year
  - On-Shore               \$15.35 per foot, per year
- Mooring may be transferred twice in 10 years (9 years to go)
- After that, all moorings must be returned to the City to be given to the wait list.

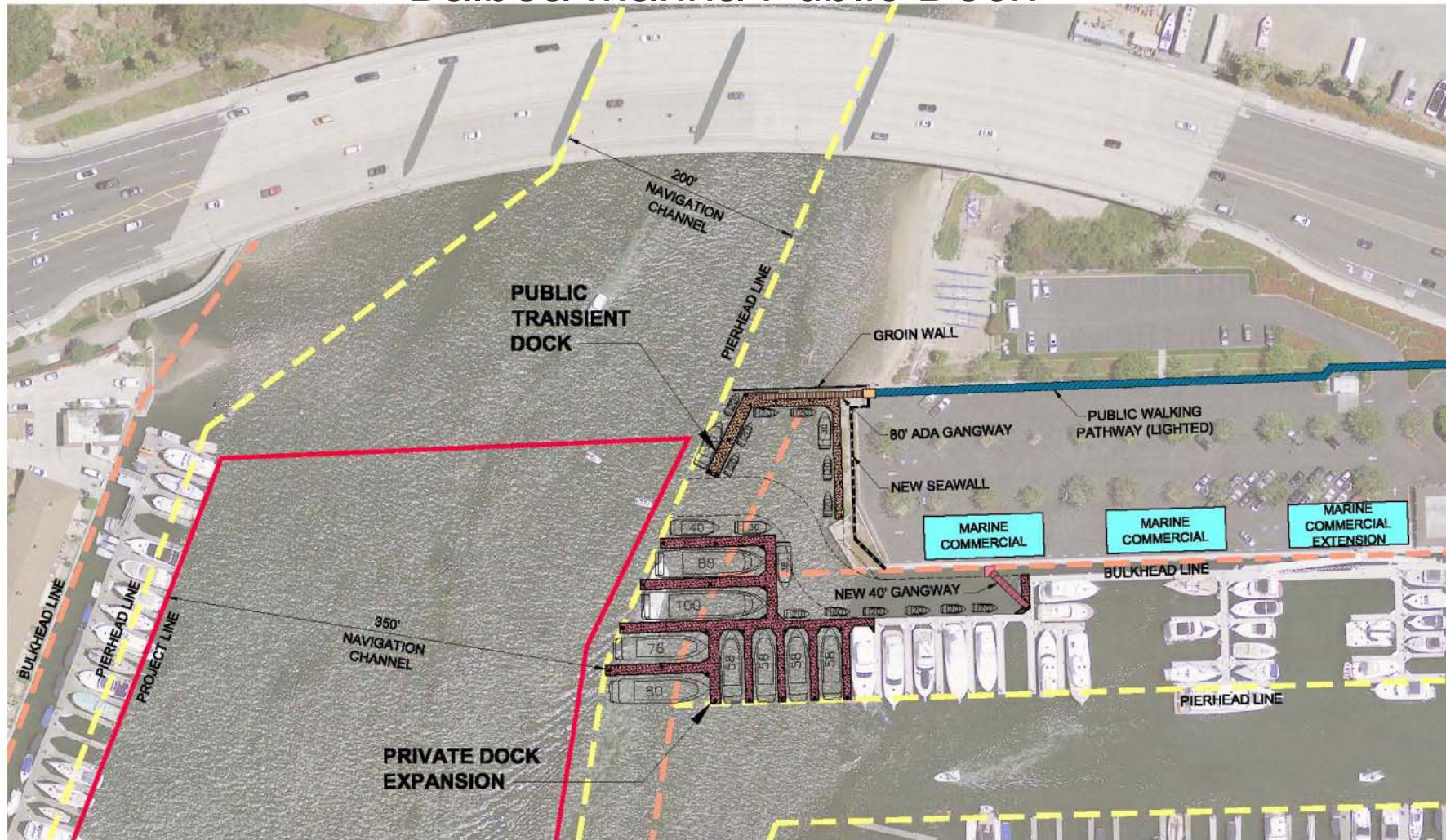
# Marina Park

- Coastal Commission hearing in June/July





# Balboa Marina Public Dock



**Public Transient Dock and  
Marina Expansion  
CONCEPTUAL PLAN  
BALBOA MARINA WEST**

**CITY OF NEWPORT BEACH / THE IRVINE COMPANY JOINT PROJECT**

# Balboa Yacht Basin -

## ■ Recycling Center

- ❑ Many thanks to Len Bose for his excellent ideas to improve the BYB with a recycling center.
- ❑ Due to Fire Codes, it is not possible to incorporate into the BYB.
- ❑ We have improved our bilge pad and oil collection center

## ■ Visitor Serving Dock

- ❑ Will consider dedicating a side tie on C dock for visitors after the LNB dredging project is complete.



# Other Issues

- Harbor Commission training during our regular meeting in May



## HANDBOOK FOR CITY OF NEWPORT BEACH BOARDS, COMMISSIONS, AND COMMITTEES

### - HARBOR COMMISSION -

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Prepared by:  
Office of the City Manager  
Office of the City Attorney  
Office of the City Clerk

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# Other Issues

- Tidelands Management Committee
  - Next meeting Wednesday, April 18, 4:00 PM @ OASIS
    - Citizens Advisory Panel Update – Capital Project Prioritization
    - Linda Isle Lagoon Dredging
    - Lower Bay Dredging Update
    - Harbor Commission Membership on the Citizens Advisory Panel
  - Agendas posted:  
<http://newportbeachca.gov/index.aspx?page=1822>

# Next Meeting

**May 9, 2012**

**6:00 PM**

## For More Information

- <http://www.newportbeachca.gov/HarborResources>
- *Chris Miller, Harbor Resources Manager*
  - [cmiller@newportbeachca.gov](mailto:cmiller@newportbeachca.gov)
  - (949) 644-3043
- *Shannon Levin, Harbor Resources Supervisor*
  - [shannon@newportbeachca.gov](mailto:shannon@newportbeachca.gov)
  - (949) 644-3041